

**UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS
WESTERN DIVISION**

Litchfield Financial Corporation, Textron
Financial Corporation, Land Finance
Company,

Plaintiffs,

04-CV-30076-MAP

v.

Buyers Source Real Estate Group, Buyers
Source Valley Group, LLC, Buyers Source
Sugarmill, LLC, Buyers Source, Savannah
Lakes, LLC, Thomas H. Brewer, Frederick D.
Blake, Betty M. Brewer, Susan Gard, Henry
Montgomery, Lannie Campbell, Ronald P.
Ferguson, Stephen A. Hudgins, Esquire,
Stephen A. Hudgins, PC, Hudgins &
Stallings, PC, J. Vance Stallings, Esquire,
John C. Lumpkin, Esquire, John C. Lumpkin,
PC, William Gregory Seigler, Esquire
Defendants.

**DEFENDANT WILLIAM GREGORY SEIGLER'S MOTION FOR ENTRY OF
SEPARATE AND FINAL JUDGMENT AND REQUEST FOR HEARING**

The Defendant William Gregory Seigler ("Seigler"), pursuant to Fed.R.Civ.P. 54(b), hereby moves this Court to enter separate and final judgment in his favor. In support of the present motion, Seigler states that:

1. This action, which arises out of a series of financing transactions, involves multiple plaintiffs and multiple defendants, including William Gregory Seigler, an attorney from South Carolina with no ties to Massachusetts. Plaintiffs allege that they relied on opinion letters provided by Seigler in connection with the financing

provided to defendant Buyers Source Savannah, LLC for the purchase of real estate in South Carolina.

2. On August 17, 2004, Seigler filed a Motion to Dismiss which raised lack of personal jurisdiction, improper venue and federal abstention as grounds therefor.
3. United States Magistrate Judge Kenneth P. Neiman heard oral arguments on November 8, 2004 and issued a Report and Recommendation on April 13, 2005 recommending that this Court grant Seigler's Motion to Dismiss for lack of personal jurisdiction. The Plaintiffs filed objections to the Report and Recommendation on May 2, 2005. Seigler filed a Reply to the Plaintiffs' Objections to the Report and Recommendation on May 19, 2005.
4. On September 8, 2005, U.S. District Judge Michael A. Ponsor adopted Magistrate Judge Neiman's Report and Recommendation and allowed Seigler's Motion to Dismiss.
5. Following the allowance of Seigler's motion, no claims remain against him.
6. There is no just reason for delay in entering judgment. Fundamental notions of fairness dictate that Seigler be dismissed from this case with finality and without further unnecessary expenses being incurred. Attorney Seigler has not asserted any cross-claims or counterclaims in this action. The likelihood of piecemeal

appellate review arising from the allowance of this motion is remote, because the issues remaining in the case do not overlap with those decided by Seigler's Motion to Dismiss. Thus, Mr. Seigler respectfully moves for the entry of a separate and final judgment.

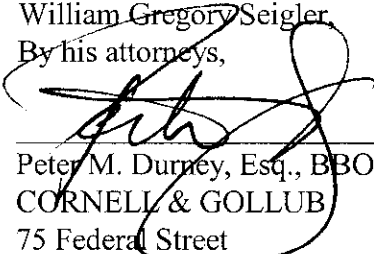
7. In further support of this motion, a memorandum of law is attached.

WHEREFORE, Defendant William Gregory Seigler prays that this Court allow his Motion for Entry of Separate and Final Judgment by making an express determination that there is no just reason for delay and making specific findings setting forth the reasons for its Order.

REQUEST FOR ORAL ARGUMENT

Seigler requests a hearing on this motion, should it be opposed.

Respectfully Submitted,
Defendant,
William Gregory Seigler
By his attorneys,



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CERTIFICATE OF SERVICE

I, Peter M. Durney, attorney for the defendant, William Gregory Seigler, hereby certify that on this 9th day of December, 2005, a true copy of the foregoing Defendant William Gregory Seigler's Motion for Entry of Separate and Final Judgment and Request for Hearing, was served via first class mail, directed to:

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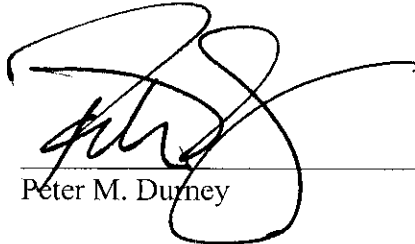
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